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*Attorneys for Plaintiff, Unigestion Holdings, S.A.,  
a foreign corporation, d/b/a Digicel Haiti*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

**UNIGESTION HOLDINGS, S.A., d/b/a  
DIGICEL HAITI,**

Plaintiff and Counterclaim  
Defendant,

v.

**UPM TECHNOLOGY, INC., et al.,**

Defendants and Counterclaim  
Plaintiffs.

No. 3:15-cv-00185-SI

**PLAINTIFF UNIGESTION HOLDINGS,  
S.A.'S PROFFER OF EVIDENCE**

Plaintiff Unigestion Holdings, S.A., d/b/a Digicel Haiti (“Digicel Haiti”), submits its proffer of the following trial evidence and testimony related to the following exhibits,<sup>1</sup> including testimony related to the terms and conditions of SIM cards, roaming services, and the RLYH program as well as Digicel Haiti’s distribution and distributor agreements<sup>2</sup>:

| <b>Exhibit No.</b>  | <b>Exhibit Title</b>  | <b>Witness</b>                   |
|---------------------|---|----------------------------------|
| Plaintiff’s Ex. 66  | RLYH Flyer and Website  | Maarten Boute;<br>Gerard Laborde |
| Plaintiff’s Ex. 68  | Email dated 4-13-15 from A. Smith to D. Tran  | Duy Tran                         |
| Plaintiff’s Ex. 390 | Distributor Agreement – Contract Validation Form from August 2013 through August 2015             | Maarten Boute;<br>Gerard Laborde |
| Plaintiff’s Ex. 391 | Distribution Agreement – Electronic Recharge Code Distribution Contract                           | Maarten Boute;<br>Gerard Laborde |
| Plaintiff’s Ex. 392 | digiSelect Terms & Conditions – Version 1.0 Post Paid Contract                                    | Maarten Boute;<br>Gerard Laborde |
| Plaintiff’s Ex. 394 | Digicel Haiti’s Prepaid Roaming Service Plans, and Terms & Conditions                             | Maarten Boute;<br>Gerard Laborde |
| Plaintiff’s Ex. 396 | Certificate of Translation with Translation – Terms and Conditions of Phone Service Agreement     | Maarten Boute;<br>Gerard Laborde |
| Plaintiff’s Ex. 397 | Certificate of Translation with Translation – General Terms and Conditions of the Prepaid Service | Maarten Boute;<br>Gerard Laborde |
| Plaintiff’s Ex. 398 | General Terms and Conditions of Digicel Haiti Online Top-Up for Haiti                             | Maarten Boute;<br>Gerard Laborde |
| Plaintiff’s Ex. 400 | Police Report – July 2014 (Justice of the Peace Report)   | Gerard Laborde                   |

<sup>1</sup> In light of confidentiality concerns regarding the nature and substance of the exhibits, the exhibits have not been attached to this filing.

<sup>2</sup> The proffers of evidence listed herein were reserved during the course of trial and are in addition to the proffers of evidence made on the record at trial.

Dated this 21<sup>st</sup> day of November, 2022.

Respectfully submitted,

By: s/Robert C.L. Vaughan

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